

James Pross, Ward One
Robert Stone, Ward Two
Andy Titus, Ward Three
Ernestine Gilbert, Ward Four



Leroy Walker, Ward Five
Grady R. Burns, At Large
David C. Young, At Large

Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 01-01042016

RESOLVED, that the City Council hereby supports and approves the Auburn Fire Department to apply for a facilities improvement grant administered through the Maine Fire Service Institute for improvements, maintenance and upkeep of the existing training facility located at 550 Minot Avenue, Auburn Central Fire Station.

The anticipated amount of grant funding to be requested is approximately \$30,000.00 dollars. There is no match for approved funding of this grant and 100% of allocated funding would be reimbursed to the city upon completion of the project. Project must be completed by the end of August, 2016.

Passage on 1/4/2016 7-0.

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IN CITY COUNCIL

RESOLVE 02-01042015

RESOLVED, that the City Council hereby supports and approves the Auburn Fire Department to apply for a FEMA Assistance to Firefighters Grant for funding to purchase an all wheel drive all terrain vehicle with wild land firefighting capability and EMS transport module with the added condition that pending the successful awarding of the Assistance to Firefighters Grant to the Auburn Fire Department, the city will pursue and sell at an acceptable price, the ATV assigned to the Police Department to offset the 10% contribution from the city. Additionally, the grant request will include a 4 wheel drive pickup truck and trailer to serve as the prime mover.

Total requested funding for the all wheel drive all terrain vehicle, trailer and the 4 wheel drive pickup truck/prime mover is estimated at \$77,000.00. This grant requires a 10% contribution from the city in the amount of \$7,700.00.

Passage on 1/4/2016 6-1 (Councilor Titus opposed).

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IN CITY COUNCIL

RESOLVE 03-03212016

RESOLVED, that the City Council hereby support the application of the Auburn Fire Department for a FEMA Staffing for Adequate Fire and Emergency Response (SAFER) Grant for four (4) Firefighter/Paramedics. The grant would provide full salary and benefits for a period of two years with no obligation to maintain the funded positions upon the conclusion of the two year funding period.

Passage on 3/21/2016 6-1 (Councilor Titus opposed).

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IN CITY COUNCIL

RESOLVE 04-05022016

RESOLVED, that the City Council hereby authorize the Mayor to send a letter on behalf of the City Council to FERC requesting that KEI provide at least 60 days notice to the City for recreational flow studies related to the relicensing of the Barer Mill Dam.

Passage on 5/2/2016 6-0 (Councilor Burns absent).

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IN CITY COUNCIL

RESOLVE 05-05162016

RESOLVED, that the City Council hereby directs the City Manager that Auburn city employees, while serving in their official capacity, shall not perform support activities, including research, information gathering, report preparation or interview participation in support of Joint Charter Commission through the end of FY17, unless the work is completed in response to a public records request following the standard procedure utilized by the City Manager or his designee.

Passage on 5/16/2016 4-3 (Councilors Burns, Titus, and Young opposed).

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IN CITY COUNCIL

RESOLVE 05-05162016

RESOLVED, that the following be, and hereby is the Annual Appropriation and Revenue Resolve of the City of Auburn for the fiscal year 2016-2017, which includes the amounts appropriated herein and revenues from all sources beginning July 1, 2016 and ending June 30, 2017.

The estimated aggregate amount of non-property tax revenue is \$36,193,518 with a municipal revenue budget of \$13,098,759 and a School Department revenue budget of \$23,094,759.

The aggregate appropriation for the City of Auburn is \$79,959,946, with a municipal budget of \$37,048,867 County budget of \$2,167,711 and a School Department budget of \$40,743,368 which received School Committee approval on May 4, 2016, and school budget approved at the May 16, 2016 Council Meeting pursuant to the School Budget Validation vote on June 14, 2016, in accordance with Maine Revised Statutes, Title 20-A § 1486 and based on the budget submitted to the Auburn City Council on April 11, 2016, by the City Manager, and notification was posted on the City of Auburn website on May 12, 2016 that a public hearing would be held on May 16, 2016 at 7:00 p.m. and said hearing having been held on that date, and as amended by the City Council, the same is hereby appropriated for the fiscal year 2016-2017 beginning July 1, 2016 for the lawful expenditures of the City of Auburn and the County of Androscoggin taxes, and said amounts are declared not to be in excess of the estimated revenue from taxation and sources other than taxation for the fiscal year of 2016-2017.

COUNCIL AMENDMENTS

On June 20, 2016, the Council passed the following amendments to the Annual Appropriation and Revenue Resolve:

Amendment 1 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

Implement traffic calming measures to improve pedestrian safety on Mill Street in New Auburn, to be funded in the amount of \$20,000, from the Downtown TIF.

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This amendment would fund the installation of traffic calming measures, including authorizing a raised crosswalk, to be installed on Mill Street, with a focus on the mid-block crossing from Third Street to the historic Pontbriand Building that is now home to Selco.

The amendment would also fund a pedestrian activated crossing signal to further raise driver awareness of pedestrians seeking to cross this street.

Amendment 2 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

The restoration of \$233,559 funding for LA 911 from the General Fund.

Amendment 3 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

The restoration of \$26,000 funding for AVCOG (Androscoggin Valley Council of Governments) due from TIF Funds.

Amendment 4 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

The restoration of \$45,900 funding for the Auburn Public Library from the General Fund.

Amendment 5 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

The restoration of \$60,000 funding to the Fire Department from the General Fund.

Amendment 6 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

To include funding of \$100,000 for a full time City Solicitor position, who shall report to and work under the supervision of the City Manager, to provide "in-house" legal services to the City of Auburn to be funded by adding \$80,000 to the General Fund and take \$20,000 from Legal Services Budget .

Amendment 7 - We the Council of the City of Auburn adopt and approve the following items pilot program with a 2017 season launch. This would include a contract for consulting and event management, and the City would provide logistical support with existing resources. The

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City Council would authorize the use of Mill Street between Second and Broad Streets, including the potential closure for the days/nights of the Market. This would be funded from the Downtown TIF account.

Amendment 8 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

To include funding of \$86,818 for a full time Special Projects/Grant Administration position within the Economic and Community Development Department, with a base salary of up to \$60,000 plus benefits, who shall report to and work under the supervision of the Economic and Community Development Director and be a non-union position, to be funded by TIF Funds.

Amendment 9 - We the Council of the City of Auburn adopt and approve the following items to the City Budget:

To invest Recreation Special Revenue Funds into basketball court improvements "The Gully" in the amount of \$12,000, to attract additional programming opportunities and enhance the ability of the courts to support youth skills development.

RESOLVE WITH ALL AMENDMENTS INCORPORATED

The estimated aggregate amount of non-property tax revenue is \$36,343,336 with a municipal revenue budget of \$13,248,577 and a School Department revenue budget of \$23,094,759.

The aggregate appropriation for the City of Auburn is \$80,530,771, with a municipal budget of \$37,619,579 County budget of \$2,167,824 and a School Department budget of \$40,743,368 which received School Committee approval on May 4, 2016, and school budget approved at the May 16, 2016 Council Meeting pursuant to the School Budget Validation vote on June 14, 2016, in accordance with Maine Revised Statutes, Title 20-A § 1486 and based on the budget submitted to the Auburn City Council on April 11, 2016, by the City Manager, and notification was posted on the City of Auburn website on May 12, 2016 that a public hearing would be held on May 16, 2016 at 7:00 p.m. and said hearing having been held on that date, and as amended by the City Council, the same is hereby appropriated for the fiscal year 2016-2017 beginning July 1, 2016 for the lawful expenditures of the City of Auburn and the County of Androscoggin taxes, and said amounts are declared not to be in excess of the estimated revenue from taxation and sources other than taxation for the fiscal year of 2016-2017.

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SCHOOL BUDGET ARTICLES

1. That \$16,184,200.00 be authorized to be expended for Regular Instruction;
2. That \$8,843,629.00 be authorized to be expended for Special Education;
3. That \$-0- be authorized to be expended for Career and Technical Education;
4. That \$1,008,066.00 be authorized to be expended for Other Instruction;
5. That \$4,185,672.00 be authorized to be expended for Student and Staff Support;
6. That \$881,721.00 be authorized to be expended for System Administration;
7. That \$1,374,018.00 be authorized to be expended for School Administration;
8. That \$1,350,104.00 be authorized to be expended for Transportation and Buses;
9. That \$5,422,263.00 be authorized to be expended for Facilities Maintenance;
10. That \$1,064,084.00 be authorized to be expended for Debt Service and Other Commitments;
11. That \$429,611.00 be authorized to be expended for All Other Expenditures;
12. That \$40,313,307.00 be appropriated for the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and that \$17,320,901.00 be raised as the municipality's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act in accordance with the Maine Revised Statutes, Title 20-A, section 15688;

Explanation: *The city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act is the amount of money determined by state law to be the minimum amount that a municipality must raise in order to receive the full amount of state dollars.*

13. That \$1,814,747.00 be raised and appropriated for the annual payments on debt service previously approved by the city's legislative body for non-state-funded school construction projects, non-state-funded portions of school construction projects and minor capital projects in addition to the funds appropriated as the local share of the

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city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12;

Explanation: *Non-state-funded debt service is the amount of money needed for the annual payments on the city's long-term debt for major capital school construction projects and minor capital renovation projects that are not approved for state subsidy. The bonding of this long-term debt was previously approved by the voters or other legislative body.*

14. That \$0.00 be raised and appropriated in additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690;

Explanation: *The additional local funds are those locally raised funds over and above the municipality's local contributions to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act and local amounts raised for the annual payment on non-state-funded debt service that will help achieve the school department budget for education programs.*

15. That the school committee be authorized to expend \$40,526,757.00 for the fiscal year beginning July 1, 2016 and ending June 30, 2017 from the city's contribution to the total cost of funding public education from Pre-kindergarten to grade 12 as described in the Essential Programs and Services Funding Act, non-state-funded school construction projects, additional local funds for school purposes under the Maine Revised Statutes, Title 20-A, section 15690, unexpended balances, tuition receipts, fund balances, state subsidy and other receipts for the support of schools;
16. That the City of Auburn appropriate \$391,728.00 for adult education and raise \$189,080.00 as the local share, with authorization to expend any additional incidental or miscellaneous receipts in the interest for the well-being of the adult education program;
17. That the City of Auburn raise and appropriate \$37,883.00 for the services of Community Services-Crossing Guards.
18. That in addition to amount approved in the preceding articles, the school committee be authorized to expend such other sums as may be received from federal or state grants

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or programs or other sources during the fiscal year for school purposes, provided that such grants, programs or other sources do not require the expenditure of other funds not previously appropriated;

19. That the City of Auburn increase the amount of the total school budget and the amounts the school committee is authorized to expend under the previous article, to the extent of any unanticipated increase in the adjusted state contribution under the Essential Programs and Services funding model.

We the Council of the City of Auburn adopt and approve the following items to the

RESOLVED, that the following be, and hereby is the Annual Budget and Revenue Estimate for the City of Auburn Enterprise Fund – Norway Savings Bank Arena for the fiscal year 2016 – 2017, which includes the amounts budgeted herein beginning July 1, 2016 and ending June 30, 2017.

The Enterprise Fund-Norway Savings Bank Arena estimated amount of non-property tax revenue is \$1,059,750.

The Enterprise Fund-Norway Savings Bank Arena budget is \$1,199,256.

If the Enterprise Fund-Norway Savings Bank Arena has a deficit at the end of the fiscal year, this deficit will be covered by the General Fund and will be considered a loan to the Arena to be paid back in subsequent years.

RESOLVED, that the following be, and hereby is the Annual Budget and Revenue Estimate for the City of Auburn Enterprise Fund – Ingersoll Turf Facility for the fiscal year 2016 – 2017, which includes the amounts budgeted herein beginning July 1, 2016 and ending June 30, 2017.

The Enterprise Fund-Ingersoll Turf Facility estimated amount of non-property tax revenue is \$214,940.

The Enterprise Fund- Ingersoll Turf Facility budget is \$178,102.

RESOLVED, The City is authorized to accept grants and forfeitures and to expend sums that may be received from grants and forfeitures for municipal purposes during the fiscal year beginning July 1, 2016 and ending June 30, 2017, provided that such grants and forfeitures do not require the expenditure of other funds not previously appropriated.

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RESOLVED, that fifty percent (50%) of all real estate taxes assessed as in the annual commitment, committed to the Tax Collector, shall be due proportionately from each tax payer on September 15, 2016 and the remaining fifty percent (50%) shall be due on March 15, 2017.

Except as may be provided by resolve regarding payments in accordance with an installment payment plan, any real estate taxes remaining uncollected on September 16, 2016 and March 16, 2017 respectively shall bear interest at a rate of 7% per annum from and after such dates.

Personal property taxes shall be due and payable on or before September 15, 2016. Any personal property taxes remaining unpaid on September 16, 2016 shall bear an interest rate of 7% per annum from and after such date. Interest on all delinquent taxes shall be computed on a daily basis and shall be collected by the Tax Collector. The Tax Collector is authorized to accept tax prepayments.

BE IT FURTHER RESOLVED that the City Council deems it necessary to adopt a budget which exceeds the percent increase of the Consumer Price Index Urban as of December 31, 2015, and hereby waives the provisions of Section 2-485 of the City Code of Ordinances.

**Passage of first reading on 5/16/2016 6-0 (Councilor Young was not present for the vote).
Passage of second reading on 6/20/2016 7-0.**

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Jonathan P. LaBonte, Mayor

IN CITY COUNCIL

RESOLVE 07-06062016

RESOLVED, that the City Council supports the application for a Economic and Infrastructure Development Investment grant by the Northern Borders Regional Commission and,

FURTHER RESOLVED, authorizes the Office of Community and Economic Development to prepare the grant application for a \$250,000, which will require a 50% match from the City and,

THEREFORE, the City Council authorizes the City Manager to sign the grant application.

A TRUE COPY

ATTEST _____
Susan Clements-Dallaire, City Clerk

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IN CITY COUNCIL

RESOLVE 08-07182016

WHEREAS The City of Auburn has committed to paying \$4.1 million in bond proceeds toward the Auburn Enterprise Center (\$1.7 million paid thus far with \$2.4 million in future bond payments) since 2006; and

WHEREAS the Auburn Business Development Corporation (ABDC) has committed funds toward the purchase of the property and other costs associated with this project through loans obtained from the Lewiston Auburn Economic Growth Council and others; and

WHEREAS the City agreed to be a partner in permitting and the lead agency in the preparation, management and oversight of an Economic Development Administration (EDA) grant that contains strict language in deliverables; and

WHEREAS EDA staff have confirmed that an income utilization plan must be agreed to by both the City of Auburn and ABDC before any financial proceeds generated at the Auburn Enterprise Center can be expended; and

WHEREAS All expenditures within the Income Utilization Plan must be to the benefit of the Auburn Enterprise Center directly, including maintenance of roads and public infrastructure and retirement of debt obtained through private financial institutions such as the bond issuance by the City and not for general activities or general administration of the City or ABDC; and

NOW, THEREFORE, BE IT RESOLVED, that the execution of any Income Utilization Plan shall only be accomplished with authorization of the City Council through vote at a regularly scheduled meeting.

BE IT FURTHER RESOLVED, that the City Council expresses its preference, as Auburn is the applicant and administrator of the grant and accountable to restrictions from EDA, that all proceeds generated by the Auburn Enterprise Center be deposited into a Special Revenue Account of the City, as authorized here, until an Income Utilization Plan is adopted by both the City Council and the Board of ABDC.

Passage on 7/18/2016 7-0.

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IN CITY COUNCIL

RESOLVE 09-10032016

WHEREAS, the Auburn City Council recognizes the many roles good food plays in the lives of our family and community, the importance of agriculture in providing good local food, and in recognition that World Food Day will be on Sunday, October 16th.

RESOLVED, that The Auburn City Council hereby supports the Lewiston-Auburn Community Food Charter.

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IN CITY COUNCIL

RESOLVE 10-10032016

RESOLVED, that the City Council hereby supports initiating the public process to consider an amendment to Chapter 60, Zoning Definitions, General Business and General Business II Zoning Districts to modify the light industrial use group and the locations that allow the use.

Passage on 10/3/2016 7-0.